

CCRB INVESTIGATIVE RECOMMENDATION

Investigator: Amanda Harouche	Team: Team # 1	CCRB Case #: 201307654	<input type="checkbox"/> Force	<input type="checkbox"/> Discourt.	<input type="checkbox"/> U.S.
			<input checked="" type="checkbox"/> Abuse	<input type="checkbox"/> O.L.	<input type="checkbox"/> Injury
Incident Date(s) Wednesday, 08/21/2013 11:35 AM	Location of Incident: West 78th Street and Amsterdam Avenue; 20th Precinct stationhouse	Precinct: 20	18 Mo. SOL 2/21/2015	EO SOL 2/21/2015	
Date/Time CV Reported Wed, 08/21/2013 12:51 PM	CV Reported At: CCRB	How CV Reported: Phone	Date/Time Received at CCRB Wed, 08/21/2013 12:51 PM		

Complainant/Victim	Type	Home Address

Subject Officer(s)	Shield	TaxID	Command
1. DI Brian McGinn	00000	910284	020 PCT
2. An officer			020 PCT

Witness Officer(s)	Shield No	Tax No	Cmd Name
1. SGT David Shimshi	02544	892639	020 PCT

Officer(s)	Allegation	Investigator Recommendation
A. DI Brian McGinn	Abuse: At the intersection of West 78th Street and Amsterdam Avenue in Manhattan, DI Brian McGinn threatened to arrest § 87(2)(b)	
B. An officer	Abuse: At the 20th Precinct stationhouse, An officer did not process § 87(2)(b)'s complaint regarding an officer.	

Case Summary

On August 26, 2013, the undersigned investigator placed the first call to § 87(2)(b) and left a voicemail message. On the same day, a letter was sent to § 87(2)(b). On August 28, 2013, a call was placed to § 87(2)(b) and a voicemail message was left. On September 3, 2013, § 87(2)(b) was reached by phone, provided a phone statement and accepted mediation. On September 5, 2013, § 87(2)(b) was reached by phone and confirmed that he was interested in mediating his complaint but asked the undersigned investigator to call back in an hour to schedule an appointment to provide an in person statement since all of the subject officers had not been identified. On the same day, about an hour later, a call was placed to § 87(2)(b) and a voicemail message was left. On September 9, 2013, a final call was placed to § 87(2)(b) to schedule an appointment. On the same day, a call was received from § 87(2)(b) as indicated by the investigator's caller ID, but the connection was bad. On September 11, 2013, a final please call-ADR eligible letter was sent to § 87(2)(b). On September 24, 2013, a call was placed to § 87(2)(b) and an appointment was scheduled for October 8, 2013. On October 8, 2013, § 87(2)(b) missed his scheduled appointment at the CCRB without calling in advance to cancel or reschedule. On October 8, 2013, a missed appointment letter was sent to § 87(2)(b). On the same day a phone call was placed to § 87(2)(b) and a message was left with a male named Jose. On October 9, 2013, a second call since his missed appointment was placed to § 87(2)(b) and a message was left with an unidentified male. § 87(2)(b) has not responded to any contact attempts since his missed appointment. To date, no letters sent to § 87(2)(b) have been returned to the CCRB by the USPS.

On October 16, 2013, a search of the Department of Corrections Inmate Lookup System confirmed that § 87(2)(b) was not incarcerated with the city of New York while efforts were being made to contact him.

§ 87(2)(g)

Team: _____

Investigator:	_____	_____	_____
	Signature	Print	Date

Supervisor:	_____	_____	_____
	Title/Signature	Print	Date

Reviewer:	_____	_____	_____
	Title/Signature	Print	Date

Reviewer:	_____	_____	_____
	Title/Signature	Print	Date